

REMARKS

Claims 1-27 are pending. Upon entry of this Amendment claims 1-7 and 14-15 will be canceled, claims 28-33 will be added, and claims 8-13 and 16-33 will be pending.

Support for the amendment to claim 8 may be found in paragraph [011] of the specification.

Support for the amendment to claim 9, with regard to the definition for the group R^{14} , may be found in Table C (page 29), for example. As shown therein, it is clear that the structures $-CH(=NH)NH_2$ and $-C(=O)R^{15}$ were intended to be included within the substituents of the group R^{14} .

Claim 10 has been amended to cancel those compound no longer encompassed within the scope of claim 9.

New claim 28 finds support in claim 25.

New claim 29 finds support in paragraph [013]. Each of the compounds of claim 10 falls within the scope of formula II. New claims 30-33 find support in claims 20-23.

No new matter has been added. Entry of the Amendment is respectfully requested.

Restriction Requirement

The Office Action dated January 12, 2006, included a restriction requirement and an election of species requirement.

With regard to the restriction requirement, Applicants elect the claims of Group II, namely claims 8-10 and 16-18, without traverse. Applicants note that each of the specific compounds recited in claims 8 and 10 are encompassed within the genus of compounds of Formula II in claim 9.

Applicants respectfully note that the Examiner appears to have overlooked claim 19 in the Office Action. Applicants believe that claim 19 should be included with claims 20-27 in both Group V and Group VI.

Applicants respectfully request rejoinder of the claims of Groups III and VI upon allowance of the claims of the elected Group II.

PRELIMINARY AMENDMENT AND RESPONSE TO
RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS
U.S. Appln. No. 10/760,493

Q96224

Applicants reserve the right to pursue the non-elected claims in a divisional application.

Election of Species Requirement

The Examiner further requires election of a particular species. In response, Applicants elect compound 2(a), shown in claim 8.

Applicants note that the substituents of compound 2(a), in view of Formula II of claim 9, are as follows: A¹ is NH₂, Z¹ is -C=O, R²⁰ is the heterocyclic structure, and D¹ is the 5-membered aryl structure.

Claims 8, 9, 11-13 and 17-28 include the elected compound 2(a) within their scope.

Entry and consideration of this Amendment are respectfully requested.

Respectfully submitted,



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